



PUBLIC NOTICE

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Report No. SCL-00167

Thursday August 20, 2015

Actions Taken Under Cable Landing License Act

Section 1.767(a) Cable Landing Licenses, Modifications, and Assignments or Transfers of Control of Interests in Cable Landing Licenses (47 C.F.R. § 1.767(a))

By the Chief, Policy Division, International Bureau:

Pursuant to An Act Relating to the Landing and Operation of Submarine Cables in the United States, 47 U.S.C. §§ 34-39 (Cable Landing License Act), Executive Order No. 10530, Exec. Ord. No. 10530 reprinted as amended in 3 U.S.C. § 301, and section 1.767 of the Commission's rules, 47 C.F.R. § 1.767, the following applications ARE GRANTED. These grants of authority are taken under section 0.261 of the Commission's rules, 47 C.F.R. § 0.261. Petitions for reconsideration under section 1.106 or applications for review under section 1.115 of the Commission's rules, 47 C.F.R. §§ 1.106, 1.115, may be filed within 30 days of the date of this public notice.

These applications have been coordinated with the Department of State and other Executive Branch agencies pursuant to section 1.767(b) of the Commission's rules, 47 C.F.R. § 1.767(b), and consistent with procedures established with the Department of State. See Review of Commission Consideration of Applications under the Cable Landing License Act, IB Docket No. 00-106, Report and Order, 16 FCC Rcd 22167, 22192-93, paras. 51-52 (2001) (Submarine Cable Landing License Report and Order); Streamlined Procedures for Executive Branch Review of Submarine Cable Landing License Requests, State Department Media Note (Revised) (rel. Dec. 20, 2001) available at <http://2001-2009.state.gov/r/pa/prs/ps/2001/6951.htm>.

This public notice serves as each cable landing licensee's Cable Landing License, or modification thereto, pursuant to the Cable Landing License Act and sections 1.767 and 1.768 of the Commission's rules. Cable landing licensees should review carefully the terms and conditions of their licenses. Failure to comply with these terms and conditions or relevant Commission rules and policies could result in fines or forfeitures.

Modification

Grant of Authority

Date of Action: 08/12/2015

Application to modify the cable landing license for the South American Crossing cable system (SAC cable system), SCL-LIC-19990823-00015, held by Global Crossing Telecommunications, Inc. (GCTI), to authorize construction and operation of an additional segment extending the existing cable system to Buenaventura, Colombia. The SAC cable system currently links St. Croix, U.S. Virgin Islands, with Fortaleza, Rio de Janeiro and Santos, Brazil; Las Toninas, Argentina; Valparaiso, Chile; Lurin, Peru; and Fort Amador, Panama. The cable is operated on a non-common carrier basis.

The SAC cable system will be connected to Colombia by the insertion of the SAC Colombia spur between the existing Segment H cable stub and a new cable station to be constructed at Punta Bazan in Buenaventura, Colombia. The SAC Colombia spur will have a design capacity of 4.5 Terabits and an initial capacity of 400 Gbps. Level 3 Colombia will own the new cable station in Buenaventura, Colombia and Segment H extending from Buenaventura to a branching unit off the Colombian coast. GCTI will continue to own the cable station in St. Croix and the portion of SAC extending from St. Croix to a point one-half mile beyond the limit of the U.S. territorial sea. The remaining portions of SAC in international waters or in the territorial seas of Argentina, Brazil, Panama, and Peru will continue to be owned by other wholly-owned, indirect subsidiaries of Level 3 Parent.

GCTI is a wholly-owned, indirect subsidiary of Level 3 Communications, Inc. (Level 3 Parent). Southeastern Asset Management, Inc. (SAM) will hold sole or shared voting rights for approximately 16.5% of outstanding shares of Level 3 that are owned by other entities for whom SAM acts as an investment advisor. None of SAM's owners holds a ten percent or greater direct or indirect equity or voting interest in Level 3 Parent. STT Crossing Ltd, a Mauritius holding company, will own approximately 16.3% of Level 3 Parent. STT Crossing is a wholly-owned, indirect subsidiary of Temasek Holdings (Private) Limited, a Singapore investment holding company. Temasek is wholly owned by the Government of Singapore through the Minister of Finance.

GCTI agrees to accept and abide by the routine conditions set out in section 1.767(g) of the Commission's rules, 47 C.F.R. § 1.767(g).

GCTI requests that the Commission condition grant of the modified authority on GCTI's continued compliance with the September 26, 2011 agreement between Level 3 Communications, Inc. and the U.S. Department of Defense, Homeland Security and Justice. We condition the cable landing license as modified on Global Crossing Telecommunications, Inc. complying with September 26, 2011 agreement between Level 3 Communications, Inc. and the Department of Defense, Department of Homeland Security and Department of Justice. The September 26, 2011 agreement may be viewed on the FCC's website through the International Bureau Filing System (IBFS) by searching for SCL-MOD-20150129-00002 and accessing the "Other Filings related to this application" from the Document Viewing Area.